G. R. S. 581

Previous references.

En. 7. 12 fol

1905-6

(S. R

File No. 92-05

Serial Nos. 1—t

Later references.

13 June 13 Ser 1-2 S.R 214/12

2. 4-13. Ss 1-4

83-22-1912

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—6

Part B. for may 1908.

SUBJECT.

Grant of Rajasabha Mohana
Mr. A Basavaiyya to the toddy revenue
of the Kayampatta village of Hannalli
Gundlupet Taluk Mysore District

I am directed [illegible] to request you to move the Revenue Board to call for a report regarding the above claim for the orders of Govt.

2. To the Govt Order No. 2146 dated 8 & 23. 1. 06.

Calls for detailed report and opinion on the question of concessions in the Revenue to the Basavas

GEB—5,000—

of [illegible] Sri Veerasaiva Mahasabha Mysore. 4 9. 8 8

Rokam to be worked No 28 & 29 of 1906 circulated.

4) To the Excise Comm^r
No. H 6067 dt 31.3.06.
Calls for his opinion in the matter

5) From the Excise Comm^r No. 479 dt 24.4.06
Submits his opinion called for

6) To the Excise Comm^r
No. H 6037-9 dt 16.5.08
Recognises the Guardian's claim with
certain limitations

G. R. S. 11]

1905-06

GENERAL AND REVENUE SECRETARIAT.

NOTES.

File No. 92/05

FILE HEADING

Claim of Rajasuriyelemkara Mr A Bandhi
[illegible] to the Crown in respect of his Kaniyamuttha
village of Hamiyawa Wiudichel Dalek

From: The Hon'ble Commr

No. 331 Dated 21/12/05 Received 27/1/06

Diary No. 2754 Enclos. 1 File Spare Copies. Serial No.

BRIEF ABSTRACT OF LETTER.

Submits the record of proceedings on the above claim for the orders of Govt

NOTES AND ORDERS.

This is a Kaniyamuttha village granted to one Chandrasena Mendis on the 5. June 1813 and appears resumed to the crown, after resumption by a Mr. on the 22nd Feby 1827 this village to [illegible] to the

Notes—First Sheet.

MGCPB—30,000—17-2-05

G.R. S. 121

General and Revenue Secretariat

S. V. P. File No. of 1905

Reg R | Serial No.

Because Department in 1877-80 wherein the Imam Hasto was Respondent plaintiff remanded that suit is compromised enjoyed by the Imamdar, but said nothing as to whether it should be conceded to the Imamdar or it should be restored. The Imam Subject on the other hand remanded to Court for reasons not recorded

Letter moved on page 4

when the original Samadhan or copy thereof is available & it is not therefore possible to find out whether the Imam conceded Loder revenue to the Inamdar

3 The basis basis of the valla for Inamdar in which it was alienated not being available, it is not possible to know whether the Nem of revenue was included in the assessment with reference to which the cutting amount was fixed.

4 The Imam title Deed should be to the Inamdar first hand.

5 But the valan in question,

NOTE—Contn. sheet.

MGCPB—20,000—1-11-04

G.R.S. 121

General and Revenue Secretariat.

S 1/4 File No. 92 of 190 5

Serial No.

Hay Q

Memo of the Investigating Officer

seems to have been included in the list of villages entitled to land revenue.

6 The Settlement of Revenue Settlements intimated by the Govt of the Mysore District ... in Rule 10 or No 100 of the 2nd Settlement Book that the item in question should be conceded to the Inamdar and that a recommendation has been submitted to Govt accordingly" — (The recommendation has not come to Govt)

Hay P

Wrong ... Hay T.

7 "Under the above circumstances the Govt of the Mysore District Court investigated the claims of the Inamdar and found that the claims are established.

8. The decision of the Revenue Courts in clear terms is not to be disturbed.

9 The entries in the Revenue Records or enquiries are quite clear that the above revenue has been resumed by Govt. Even subsequent that Govt to perform connected with ... recorded ... of ...

MGCPB—20,000—1-11-04.

G.R.S. 12
General and Revenue Secretariat.

S.R. File No. 52 of 190 5

| Serial No. |

12 years leases to 1891-92 is increased and the enjoyment is not disputed

No. 1 & it should be held that this revenue was not conceded to the Jemadar. He should have enjoyed the unintercepted for 50 years leases to 1892-93 & there a special treatment under

Hasg. 6 Rule 10

Rule No. 21 of the Settlement Code [illegible] accounts have been introduced over the years 1853-4, 1854-5, 1857-8, 1859-60, 1860-61 and 1862-3

Hasg. 9

filed with 2 drafts calling for addl. inform.

Issue 7/6/06

sent to the Superintendent of Transfer settlements who is dead. The draft Transfer can be addressed after the receipt of the Superintendents Report on the copy of Settlement proceedings, if any, that may be furnished

[illegible]

[illegible] 7.2.1.06

2 Do the Jemadar's suit No. 4648 &

Note—Contn. sheet.

[illegible] 95 Accounts &

(5)

G.R.S. 12]
General and Revenue Secretariat.

N P File No 4 0 of 1905

Serial No.

Calls for a detailed statement of the circumstances under which the 1000 acres revenue alienated were conceded to the Inamdar & now the village in question was included in the list of villages entitled to 1000 Jummu while the Inam Settlement reserved this item of revenue to Govt

3 From the Superintendent of Inam settlements in Mysore No 99.8 the 8th. February 1906

Refers to his docket No 18 of the 2nd. February 1904 and its enclosures which are said to furnish the required information

Flag

The Inam Supdt does not state the circumstances under which he recommended the concession, nor does he explain the discrepancy pointed out. Unless his opinion can be accepted unquestionably his recommendation cannot be regarded.

NOTE.—Contn. sheet.

G.R.S. 12]
General and Revenue Secretariat.

File No. 19 of 190 —

Serial No.

Kay U

V. R. F. 9. 2nd

Opinion that the revenue settlement has received the sanction to Government sanction prevented be supported by reason the late Chief Comm's Orders No 3697 - Rev 30. of the 8th Oct 1873 (Page 223) and No 1291 - Rev 365 of the 20. March 1877 para 3. However before taking further action the Remembrancer of Revenue Records may be asked to find out & state if the Sanad revenue was remitted for the 4 years in which the village was alienated i.e 1813 & 1827 or any other subsequent years granted.

Yes 21
1.11.06

ಕಾಗದ
13/11/06

ಸಂಖ್ಯೆ ಕಂದಾಯ ಇಲಾಖೆ ಮತ್ತು ಕಂದಾಯ ಮಂಡಳಿ ಕಾರ್ಯದರ್ಶಿಯವರಿಗೆ ಬರೆದ ಪತ್ರ ಸಂಖ್ಯೆ ಕಂದಾಯ ಇಲಾಖೆ ಮತ್ತು ಕಂದಾಯ ಮಂಡಳಿ ಕಾರ್ಯದರ್ಶಿಯವರಿಂದ ಬಂದ ಪತ್ರ ಸಂಖ್ಯೆ ವಿಷಯ ನಿವೇದನೆ ಸಂಖ್ಯೆ ಮೇಲೆ ಬರೆದ ಪತ್ರಕ್ಕೆ ಉತ್ತರವಾಗಿ ಬರೆದ ಪತ್ರ ಸಂಖ್ಯೆ ಕಂದಾಯ ಇಲಾಖೆ ಮತ್ತು ಕಂದಾಯ ಮಂಡಳಿ ಕಾರ್ಯದರ್ಶಿಯವರಿಗೆ ಬರೆದ ಪತ್ರ ಸಂಖ್ಯೆ ಕಂದಾಯ ಇಲಾಖೆ ಮತ್ತು ಕಂದಾಯ ಮಂಡಳಿ ಕಾರ್ಯದರ್ಶಿಯವರಿಂದ ಬಂದ ಪತ್ರ ಸಂಖ್ಯೆ ವಿಷಯ ನಿವೇದನೆ ಸಂಖ್ಯೆ ಮೇಲೆ ಬರೆದ ಪತ್ರಕ್ಕೆ ಉತ್ತರವಾಗಿ ಬರೆದ ಪತ್ರ

Please Comply - Munly 14.11.06

14.11.06

(7)

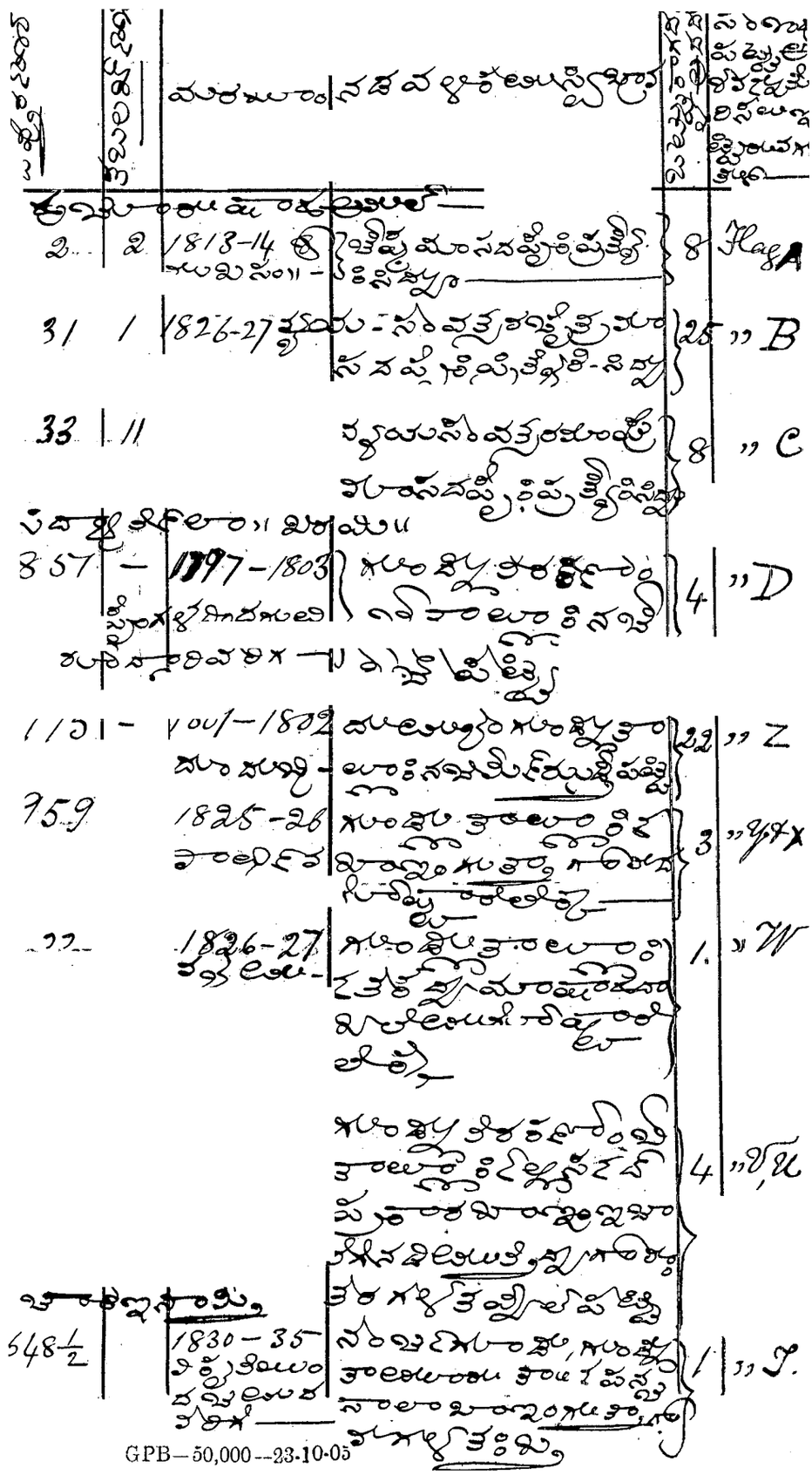
G.R.S. 12]
General and Revenue
Secretariat.

S.R File No. 92 of 1905

V R. No. No. 248

Serial No.

1



.S. 12]
General and Revenu Secretariat.

S R File No. 92 of 1905

Serial No.							
648½	—	1830-35			1	Flag S	
			335				R
	628	—	1851-76		1		Q
					8		P
					5	" 6 & 7	
314	1		1832				
							(1-3)
314	2		1838		19	Flag 4	
	3		1834		3		5
	4		1835		4	" 6	
							6-9
					17	" 7-8	
	5		1836		21	" 9	
							10

NOTE—Contn. sheet.

MGCPB—20,000—1-11-04

G.R.S. 12

General and Revenue Secretariat.

S. R File No. 92 f 1905

Serial No.								
314	6	1837				22	Flag. 10	11-12
"	7	1838				10	"	13-11
"	8	1839				14	"	14-12
"	9	1840				29	"	15-13
"	10	1841				28	"	16-14
"	11	1842				30	"	17-15
"	12	1843				33	"	18-19-16
"	13	1844				38	"	20-17
	14	1845				27	"	21-18
"	15	1846				27	"	22-19
"	16	1847				27	"	23-20
315		1848 to 1861-62				15		24
648½		1862-63				1		39

NOTE—Contn. sheet

GPB—50,000—23-10-05

G.R.S. 12]
General and Revenue Secretariat

S.R. File No. 92 of 1905

Serial No.

[illegible] 5 6.1813 [illegible] 1826 [illegible] 22-2-1827 [illegible] "[illegible] 5.1813 [illegible] Flag A — 5.8.1826 [illegible] 21.4.1826 [illegible] 22.2.1827 [illegible]

GPB—50,000—23-10-05

G.R.S. 12]
General and Revenue Secretariat.

S.R File No. 92 of 1905

Serial No.

Flag Y.

GPB—50,000—23-10-05

G.R.S. 12]
General and Revenue Secretariat

S.R. File No. 92 of 1905

Serial No.

[illegible]

ఎంబడాంగి.— Plan X

6. సన్ 1826 వ సంవత్సరంలో కైసరిలుండవ్య లుసంవత్సరం కార్తీక శుద్ధ పౌర్ణమి రోజుల్లో తెలుల్లూ తెలుగుతార్, తొలి దిక్కు సెలవు రాలిగా చూంచే బాంచ్" ఎందున వుండిరుతే ఆదక్షి బాంచిగీత వ్రాలో వుండిరుత దాంక్కా — తెలుగు శేషయ్య సన్నిబాంచ్ వి లుగులు శేషయ్యదాక్కా — Plan W.

7. సన్ 1826 వ ఏప్రిల్ 21 కి సరిలుండ వ్యలుసంవత్సర చైత్ర శుద్ధ గ్యాల్లూ రోజులుం ఇచ్చాకగినది లుతే, దక్షి గాలుక్కా తొల్దగ్గర 1825-26 సం లుదివ సంవత్సరశే దేవ్ప్ సరిగి తక్కూ శేలుగుల గాతెలు సరిగా శేలి అక్కూ దాన్ని సిమంతం గినలుతే. ఈ తొల్దగ్గర లుగుగా (గా)లుతో కొంత్కా, సరదిర అయి తెలిలుగూ లుల్లు దిక్కు శేలుగుతాక్కా — వ్రాన బాంచ్ దిమేలుగు వ్యక్తే, వాంగాక్కా — Plan Y 1

8. సన్ 1830—35 కి సరిలుండ వ్రక్కటి బాంగాలుతో ఇలుగుల నహగా వ్రాన

NOTE—Contn. sheet

GPB—50,000—23-10-05

G.R.S. 12]

General and Revenue Secretariat. | S.R | File No. 92 of 1905

Serial No.

G.R.S. 12]
General and Revenue Secretariat.

S. R File No. 92 of 1905

Serial No.

[illegible]

[illegible]

[illegible] Flag. 8
12. ಸೆ ಇ/1850-51-ರಲ್ಲಿ ಕೆಮನ್ನು ಪ್ರಾಂತ್ಯಗಳಲ್ಲಿ
ಸೆ ಇ/1861-62-ನೇ ಮದುವೆಯ ಸನದಿನ ಪತ್ರಕ್ಕಾದವ
ರಿಗೆ ಇಲ್ಲಿಂದಾಚೆಗೆ ಕೊಡುವ್ಯಾಂತೆ ಆಗಿರುವ
ಕ್ಕೆ ಇಲ್ಲಿಂದಾಚೆಗೆ ಮದುವೆಯಾಗದವರು
ಪಾಂಥಕ್ಕೆ ನಾಯರ್ ಪಾಂಥಕ್ಕೆ ಎಂದು ಆ
ಹಂತೆ ಆಗಿರುವುದಕ್ಕೆ ಪೆಳ್ಳಿಯಾಗಿರುವವರಿಗೆ
ಈಗ್ಗೆ Flag 9 ರಲ್ಲಾ 20 ನೇ ವರೆಗೆ.
13. [illegible] ಮದುವೆಯಾಗಿ
ಪೆಳ್ಳಿ Flag 8 ರಲ್ಲಾ ವಿವರಿಸಿರುವ ಕಟ್ಟಿಗೆಯ
ದಾಖಲು ಆಯಿತು. ಆಮೇಲೆ ಅಳಿಯಕಟ್ಟಿ ಪ್ರಾಂ
ಅಗಿದ್ದಲ್ಲಿ ಪೆಳ್ಳಿಯಾದ ಸಂಗತಿಯನ್ನು ಆದಾಗ್ಯೂ
ಸೆ ಇ/1836-37-ನೇ ಮದುವೆಯ ಸನದಿನ ಪತ್ರಕ್ಕಾದ
ವಿಗೆ ಇಲ್ಲಿಂದಾಚೆಗೆ ಕೊಡುವ್ಯಾಂತೆ ಆಗಿರುವುದಕ್ಕೆ
ಆಗಿರುವುದಕ್ಕೆ Flag. E.
14. ಮೇಲಿನ ಕಂಡಿಕೆಗಳಲ್ಲಿ ಹೇಳಿರುವ
ಪ್ರಕಾರ ಪೆಳ್ಳಿಯಾಗಿರುವವರಿಗೆ ಆಸ್ತಿಯಲ್ಲಿ
ದಕ್ಕುವುದಕ್ಕೆ ಆಗಿರುವುದಕ್ಕೆ ಮೇಲೆ ಹೇಳಿರುವ
ಸಂಬಂಧಪಟ್ಟಿದ್ದು ಇತರ ಇಲಾಖೆಗಳಿಗೆ
ಕಳುಹಿಸುವುದು ಇಲ್ಲಿಂದ ಕಳುಹಿಸಿರುವ
ಪತ್ರಗಳಿಗೆ ಉತ್ತರ ಬಂದಾಗ ಅದನ್ನು ಕಳುಹಿಸಿರುವ
ಅಧಿಕಾರಿಗಳಿಗೆ ಕಳುಹಿಸಿಕೊಡುವುದು ಮತ್ತು
ಮೇಲೆ ಹೇಳಿರುವ

NOTE—Contn. sheet

GPB—50,000—23-10-05

G.R.S. 12]
General and Revenue Secretariat.

S.R. File No. 92 of 1905

Serial No.

[illegible]

27-2-06

27-2-06

[illegible]

27-2-06

Ordered.

The note submitted by the Vice Records Clerk shows that no mention of this claim of revenue is made either in the Sadaras or any of the Cowle accounts put up but the records from 1801 to 1849. Most of these papers are in Marathi [illegible]

NOTE—Contn. sheet

GPB—50,000—23-10-05

G.R.S. 12]
General and Revenue Secretariat.

File No. 9-L of 190 5

Serial No.

there are briefly summarised above

The points to be considered are

1) Whether the recent settlement effected by Collector of toddy revenue or revenue is ultra Rule 18(3)

2) If the above is doubtful whether there are Sanads or Kerugapatti or any other record Conferring the toddy revenue Rule 18(3),

&

3) Enjoyment of the toddy revenue for 12 years prior to 1892-93 in addn to points 1&2

and

4) In the absence of any of the above, whether there was uninterrupted enjoyment for 50 years prior to 1892-93 (Rule 3

Point (1) is not proved (vide pages 5 & 6 of this note & point also is not quite in the Zamindar favour (vide remarks notes) The Zamindar has produced no evidence as regards point

(3)

Note—Contn. sheet

GPB—50,000—23 10-05

G.R.S. 12]
General and revenue Secretariat.

S/H File No. 92 of 190 5

Serial No.

vide the Statement of the Tenadar
Appeal made before the Revenue
Divisional Officer that no other
records to show enjoyment of
the land revenue by the Tenadar,
are available than the Chittas
of the years 1853-4 to 1862-63
already produced

The above facts do not
therefore support the claim

Because the above Chittas
& no other documents are
produced to prove the long
enjoyment to give the claim
a Special Assessment under
Rule 20

Above words seem necessary
about the above Chittas:-
It is not known what the
Chittas are — whether Copies
thereof are available from
the Taluk Office & why no
Si— or Chittas are kept
either prior or subsequent
to the above period. Perhaps
perusing upon the above Chitta
a remark is made, in the Tenadar

Note—Contn. sheet

GPB—50,000—23 10-05

G.R.S. 12]
General and Revenue Secretariat.

File No. 72 of 1905

Serial No.

Registrar of engineering that Lodge is keeping enjoyed by the Deccan Khe Excise Comm has not recorded his opinion as required by rule 28.

Submitted herewith

Police, Hyderabad the one point for determination in favor of the Inamdar is the long enjoyment admitted by investigating Superintendent and witnesses. when the Excise Comr be asked for his opinion

MVS 17/3 Intimate to the Excise Comr. the purport of our letter of the 25 Jan: 1906 to the Superintendent of Inam settlements and that opinion reqd and request him to favor us with his opinion under rule 28.

H. 17.3-06.

Submitted with a draft letter

H 22.3-06

K.S. 21/3/06

MVS The case of Govt. v. [illegible] & reqd for orders submitted therefore if the Secretariat thro the 1st Councillor &

23.3.1906

H 23-3-06

Note—Contn. sheet

16/4/06 A.H. 7.906

GPB—50,000—23 10-05

(9)

G.R.S. 12]
General and Revenue Secretariat.

File No. C 2 of 1905/1906

Serial No.

Prima facie the Inamdar case is very weak. Why does the Inam Dept consider the claim admissible? What is the legal position now as the Inamdar get more revenue made over to above? The case requires further investigation

Call for the papers 26-3-1906 2573/06

Draft calling for the information is resubmitted 27/3/06. K.S. 27/3/06

Papers 28-3-1906

1/ To the Revenue Commr
No 2H 6467 of the 31st March 06
States that the Inamdar's
objection that no reasons
given by the late Inam Supt
for the resumption of the extra
revenue to Govt attached

NOTE—Contn. sheet

—50,000—23 10-05

(20)

G.P.S. 12]

General and Revenue Secretariat.

GR File No. 92 of 190 5

Serial No.

Note recommendation. Case of second actual enhancement. This case of grievance should be connected to the remainder - and request to favour Govt. with the views on the above case as referred to in G.O. No 2014-8 Rev (66) dt 21/8/07

5 From the Secy Govt No 479, of the 24th April 05 stating that in the remainder was been enhancing this case of grievance from a very long time, it may be formed by the Govt not be connected to these under rules 2, 5 & 9 of Govt. order of the 27th April 05 and called for order

Secy 5/5/05

For a draft

Submitted with a draft on the merits of the case for approval or other orders

Draft Subd. by Secy 5.5.05

L.S. 14/5/05

Draft ... submitted to the Govt. Secy 21-5-05

from the Secy Govt. 23.5.05

263/23.5 ole.

NOTE—Contn. sheet

GPB—50,000—23 10-05

The

G.R.—. 12]

General and Revenue Secretariat. | S.K File No. 92 of 1905

Serial No.

The proposed draft denies the title claimed by the ~~Secretary~~ Petitioner & the alienated village to the Todda Revenue of that village (Shop & Date trees exist in the village) -

But Lr ~~of~~ Spl. Com. thinks it should be restricted & conceded

The village is Kayampatti in Uruga. It was granted to an Hindu gentleman the ancestor of the present holder - These two facts fairly justify the presumption that all ~~rights & privileges~~ including Abkari were conceded or intended to be conceded in the original grant.

The Inam Settlement Record shows that Shanbhogi right was enjoyed The Inam Settlement Officer reserved the Abkari in his favour Settlement Order - No reason is assigned Under the Cir G this ~~reservation~~ must be assumed to be a mistake - The present Collr Mr Pitt Volpant agrees in this view and would recognize & concede the right to Todda Revenue claimed The Deputy Collr (Mr K.K Venkatarama Reddy) has also found & opined in his decision dated 10 February The Excise Commissioner has reported this in his letter No 331 dy 24 Dec 04

In this view it seems unnecessary to inquire under Rule 19 whether or not there was enjoyment of Excise Revenue for the 12 years preceding the year 1892-93 -

The

GPB—50,000—23.10-05

G.R.S. 12]
General and Revenue Secretariat.

S.R File No. 92 of 1905

Serial No.

The present papers don't contain any
mention on this point — I was impressed
(& it is only an impression based upon my
experience of the Settlement of Exambeem
Paddy Rights & the Cases in the Mayan
Dist.) is that it will be found that Govt
Contractors were making a payment of
some sort to the Proprietors of this village
for watching & Paddy Stack within the
Village limits & Carrying his Dakshees
&c for Govt. - I - Still to be traced

1032/22.6.06

W/ [illegible]

Dewans note

The several extracts from the
accounts put up bear on the
question & the opinion of the Excise
Comm. may be asked (W-C) as to
whether the bear out the mainder
Claim or the reverse. He may also
be asked how he considers that
the rules of enquiry were fully
complied with in this case, when
no evidence was taken as to
enjoyment for the 12 years previous to
1892-3. In the 15th para note, he records
an impression that Govt Contractor
was making certain payment to the
proprietor of this village for watching rights
Adequate information on this point may also
be obtained.

BO
CSB
15/9/06

GPB—50,000—23-10-05

(23

G.... 12]
General and Revenue Secretariat.

File No. 92 of 1905

Serial No.

No 7657 & 20-9-06 as per list below

Forwarded with Collector's Comments & opinion (& for permission) the information above indicated.

M Chandrasekhara Aiyar
12/9/06 Asst to Govt

16 4/2/8

In spite of many reminders from the Collector of Coimbatore dated 7-9-06 the 12 villagers mentioned have for 1892-1893 the inamdar failed to do so. The inamdar Mr. A. Ramaswami Aiyar in his above petition of the 7th August has stated the village having been granted to one Subbiah Servaigaran for services rendered presumption that all rights & privileges including Adhikaram were granted & enjoyed to be as in the original sanad. The case stands thus: It is for the inamdar to prove that Subbiah Servaigaran was bound to render services for the sanad.

what are they

As regards the exact settlement & the correspondence on the subject I am of opinion that the term 'Adhikaram' does not include all items of Inam rent. These are presumably

Note—Contn. sheet

GPB—50,000—23.10-05

this interpretation depends much upon the circumstances of each individual case

G.R.S. 2]

General and Revenue Secretariat.

SSh File No. 92 of 1905

Serial No.

I think that the main allegation is not unfavorable to the Inamdar.

As regards the question of enjoyment then an inquiry in which the Asst. has been ordered remand is not conducive at all proof of enjoyment is simply a matter for the evidence.

If Govt. direct the Inamdar has produced evidence of enjoyment for some years from 1854 to 1863.

The Inamdar records put up in the suit do not contain anything definite about the total income of the village neither is there anything in it unfavorable to the Inamdar.

In his letter 291 dtd 11/6/90 the then Dy Comr of Dharwar Mr. J. Aranda Now on remand Commissioner submitted to Govt a detailed report on the Inamdar claim to Inam Rights & a number of accounts were enclosed from these it would be seen that proof of enjoyment is shown for the years 1837 to 1890 i.e. 1881 to 1890 the Govt Coolies was paying a sum of Rs 3/13/3 annually Proof of enjoyment for more numerous years is not available neither do I think that the Rules contemplate such

Not for the whole period of 12 years or for broken periods putting 12 years period 1878-79 to 1889-90

NOTE—Contn. sheet]

a condition, but rather a law prov
of the mandar having regard the rule
during the period in question
for the above reason I am of opinion
that the mandar is entitled to the
Kycine Rent from Lodge of the village,
from the fact that the Inam title
is not unfavorable to the Mandar
& that proof of enjoyment available
for more than 50 years prior to 1892-93
bringing the case under Rule 19 as well
as Rule 20.

H H Sparks
2/2/08.

Filed for orders

If the Claim is allowed
under rule 20. the provisio
contained in the G.O. of 1873 will
have to be applied as in the
Case of Madoor Mysore Taluk.
(which is before the Diwan)

Agree
11/2/08

Diwan through 18th
12.2.-87
20/2/08

Please put in paragraph
accordingly for the Diwan's
final appn. / order thereon

H H Sparks
27/2

5822
21.2.1908

4525 of 05

G. F. S. 12]
General and Revenue Secretariat.

File No. 92 of 1905

Serial No.
1
2
3
4
5
6

Received 6 Sig
Recd 20/2/08 3.4.08
W 1/4 Submitted to Dewan through Collr

6478 / 18.4.1908

1 The Draftsman is Approved
2 Now that Mr Basappa-Yes is dead, this order would favour his son "the present holder of the village" & his successor in title - Submitted Approved

87 86 / 24/4/08

Approved 6/5/1908 (Dft approved)

Issue

To the Revenue Commr. The Comptroller and the D.C. of Mysore. Fl. 6037-9. dt. 16-5-08.

Informs that even at the time of the restoration in 1827, the Toddy revenue was not alienated to the Inamdar and it is not included in the assets of the village alienated, and informs that since the claim is not supported by either the Sanad or Inam settlement, it can only

NOTE—Contn. sheet

G. ⁱᵉ S. 12]
General and Revenue
Secretariat.

S R File No. 92 of 1905-8

Serial No.	

only be based on an uninterrupted enjoyment of not less than 50 years prior to 1892-93, and so given a special treatment. The Govt. conforming with the wishes of the officers, allow the claim in full to the present holder and one-half to his successor in title. The payment of the village shop and grove will be regulated by rules 25 & 9 of the G.O. of the 2nd/11 Aug. 1901.

Recorded
Leave for one year granted
by Govt. Office Order
in Letter No.

GPB—50,000—17-3-07

S.R. 92-05 Sec 10

No. 331/Rev 1 fil OFFICE OF THE EXCISE COMMISSIONER IN MYSORE.

DATED BANGALORE, 21st December 1905.

From

P.N Purnaiya Esq. B.A

Excise Commissioner in Mysore.

To

B. K. Venkatavaradaiyar Esq.

Secretary to the Government of His Highness the Maharaja of Mysore,

General and Revenue Departments.

Sir,

I have the honour to submit for orders the records connected with the claim to the Toddy Revenue of Huruvalla Kathavaraswamy hobli Horiyala Kaiyangutta village in the Gundlupet Taluk.

2 The village is owned by Kalasanahalli Shana Mr A Basappaji Urs and has toddy shops as also date toddy trees.

3 The Sanad granted to the proprietor in whose favour the village was alienated is not available now was it produced at the time of Inam Settlement

4. In Column 12 of the Inam Register copy of

To be kindly returned

1905—1906.

From P. N. Purnaiya Esq BA
Excise Commissioner,
in Mysore.

To B. K. Kankatavaradayyar Esq
Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments.

Dated 21st December 1905.

Despatched

Received

No. 331

Enclosure No. 1 Ink

SUBJECT.

Submitting for orders the records connected with the claim to the Dodday Revenue of Hariyalakayamgutta village in the Gundlepett Taluk.

2

of which is enclosed, it is stated by the Inam Assistant that there are no detailed Berij accounts available and in their absence, I cannot say whether the (Sendi) has been right or not.

5. The Inam Superintendent has reserved all Government rights to Sayer, Abkari and forests and his settlement remains undisturbed.

6. As it would appear that the Inam Superintendent by No 100 dated 2nd February 1904 recommended to Government that the item of Toddy Revenue should be conceded to the Inamdars and that no orders have yet been passed on it, I beg that this reference may be disposed of along with it.

7. The Deputy Commissioner in his memo dated 10th January 1904 has recorded that the Inamdar is entitled to Toddy Excise Revenue as he has been enjoying it from a long time. The result of his enquiries is communicated in the Inam enquiry.

enquiry also but owing to the non-mention of the item of Toddy in the Sanad or Beriz Patti, it seems to have been reserved to Government.

I have the honour to be,

Sir,

Your most obedient Servant

R. Gopalaswamy

for Excise Commissioner

Mds

See H

~~2 months~~ 4

G.R.S. 267

File No. 92-05

Serial No 1V

Diary No. of letter replied to 2759

No. H 4648

General and Rev. Secretariat
(S.I.C.)
, the 25—1—1906.

To The Subordinate Collectors &c
Peshcaree

Date of issue do

Signed by W. Sabapathy Mudaliar

Sir,

With reference to your docket no 100. Dy the 2nd February 1904 to the Deputy Comr. of the Anantapur District regarding the claim of the Peishcar of the Kanganuttla Hanigal village in the Gundlupet Taluk to the Todda pattam of that village I am directed to request the favor of being furnished with a detailed report

to state that the communication by Government therein referred to has not reached this office

over

SUBJECT.

sub-
Secy thinks that the Peishcar should be called for in this docket may be entertained in this file.

Before the Peishcar sub-Collr's letter of the 2nd Feb. 04 there is nothing else to give the information page 2 of this letter is not explanatory enough.

These

57

on the circumstances under which you are of opinion that the Lodey (Rice) revenue should be conceded to the Inamdar and how the village in question was included in the list of villages entitled to ~~the~~ Lodey revenue while the Rice Settlement conducted in 1879-80 reserved this item of revenue to Govt.

Dharwar
12.1.1886
Remarks

Rice
16/1/86

11
17-1-86

List of enclosures,

Copied by

Examined by

MGCPB—20,000-19-12—04.

No 99.

Inam Superintendent's Office

Bangalore the 8 February 1906.

To,

The Secretary to the Government
of Mysore
General and Revenue Departments

Sir

With reference to your letter No. Je. 4648 / Ex. 42-05-2 dated 25th January 1906, I have the honor to state that the circumstances under which a recommendation was made for conceding the Toddy revenue to the Kayum yattadar of Hosuru Village in the Gundlupet Taluk were explained in the office docket No 88 dated 2nd February 1904 and Copies of Correspondence sent with it.

I have the honor to be
Sir
Your most obedient servant.

Superintendent of Inams
Settlements in Mysore.

S.L. -92-05 & odlc

1905 - D. 3277

From

The Superintendent of Encam
& Elements in Mysor

To The Secretary to the
Government of Mysor
General and Revenue
Departments

Dated 8th
Despatched 9th } February
Received

General No. 99.
No.

Enclosure No. —

Stating that the Toddy Reven
may be conceded to the Kanjm
= Gudadur of Hariyala Villag
in the Gundlu Pet Taluk -

G.R.S. 26]

File No. 8

Serial No.

Diary No. of letter replied to 3277

No. 766467

General and Rev. Secretariat
(R)
, *the* 31-3-1906

To

The Excise Comr.

Date of issue do

Signed by W. Wallace
Dy Sr

Sir

I am returned herewith the file of Vernacular papers received with your letter No. 331 A/the 4-12-05, relative to the Toddy revenue due to the Inamdar of Hariyala village in the Gaddlupet Taluk. I have the honor to state that I requested the Supdt. of Inam Settlements (having been appointed) to submit a report of the circumstances under which he was of opinion that the toddy revenue should be conceded to the Inamdar. In the letter dated the 4th instant the revenue

over.

SUBJECT.

Copied 8/3/06

that item of revenue to Govt
at the time of the Inam Settlement
in 1879-80, ~~the reasons therefor~~ as stated
that the late Inam Supdt. had
no reasons for reserving the abkari
revenue to Govt.; although such
reservation was against the actual
as admitted by the Officiating Supdt. that
Conducted the Inam Enquiry &
therefore thinks that this item
of revenue should be conceded
to the Inamdar. In these
Circumstances, I am to request
the favour of your opinion, under
rule 28 of the Rules appended to G. O. No.
2074-83 / R. 2166-92 dated 2.8.1901, to enable Govt to pass List of enclosures,
~~for the~~ final orders. ~~If so~~

I am &c.

28-3-1906

Secretary.

K.S. 28/3/06.

22.3.06

Copied by

Examined by

MGCPB—20,000-19-12—04.

ಕಸಾ ಇ ೦೬ ಸಿ (೩)

No. 479 Rev: 1/file OFFICE OF THE EXCISE COMMISSIONER IN MYSORE.

DATED BANGALORE, 24th April 1906.

From

T. N. Purnaiya Esq. B.A

Excise Commissioner in Mysore.

To

B. K. Venkataravamangar Esq

Secretary to the Government of His Highness the Maharaja of Mysore.

General and Revenue Departments.

Sir,

Adverting to your No.[x] H 6467
S.R. 92 05-4

dated 31st March 1904 anent the Inamdar's Claim to the Toddy Excise Revenue of Honjala village in the Gundlapett Taluk, I have the honour to state that as the Inamdar has been enjoying this item of revenue from a very long time, it may, as opined by the Inam Superintendent be awarded to him under Rules 2, 5 and 4 of the Government Proceedings of August 1901.

I have the honour to be,

Sir

Your most obedient Servant

H. Gopalacharlu

for Excise Commissioner

x. The enclosures returned.

This is the question - The question is whether a right in the nature of Inam or Revenue of Title, under which the grantee only previous to the grant by which that Title should be recognized by Title deeds.

16 June 06

S.R

P. 45 23

1905—1906

From

P. N. Purnaiya Esq. B.A

Excise Commissioner

To

B. K. Venkataramaiengar Esq

Secretary to the Government of

His Highness the Maharaja of Mysore

General and Revenue Departments

Dated 24th April 1906

Despatched

Received

No. 479

Enclosure No.

SUBJECT

Statna that the Excise Revenue of Honnavalli village in the Gundlupett Taluk may be credited to the Chamdar

876

G.R.S. 281

File No. 92-05

Serial No. 6

Diary No. of letter replied to 45250 / 05-06

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

SW

READ.—Correspondence regarding letter No. 479 dated 10th March 1906 from the Commissioner, Mysore, relative to the claim of the Village Officers to the rights of Village Watch and Ward.

Dated the 190

Date of issue 10 March 1908

Signed by W. Nicholas

ORDER THEREON.—Vide Justice Department Proceedings No. 7L 6037-9 dated 10th March 1908. The above reference was granted under

over

SUBJECT

MGGPR—30,000—24-2-05

a Saumad le 5e Juin 1813.

Under a general order
issued on the 21st April 1826
directing the allotment
of the Communal Village
in the Province of
Constantine the
Village was also allotted
but reserved in
Abeyance, 1827. Neither
at the time of the original
grant in 1813, nor at
the time of its restoration
in 1827 was the Body
previously explicitly
alienated to the Commune.
Nor is there ever
previously included
in the assets of the
Tribe a
Tribe being alienated
as such from the Communal
of the Village
2nd At the time of the
Grant Settlement

GRS 971

GENERAL AND REVENUE SECRETARIAT.

(Continuation Sheet draft form.)

S

held in 1979-82 the
Special Purpose Fund
received that the Remainder
was in the environment
of error, and the Purpose
but not received in to
Court

3) As the Clause is
unenforceable by either
the Second or the Purpose
Settlement in Case
only be based on an
unintervening event
must for not less than
50 years period to 189

3

and when a Special
Treatment under
such 20 Contracted

(9

in 40 no 2074-83-84
106-97-88 2/8/01 the

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation Sheet draft form.)

Proceedings of the Government of His Highness the Maharaja of Mysore, Financial, (Separate Revenue), dated 16th May 1908.

READ—

Correspondence ending with letter No. 479, dated 24th April 1906, from the Excise Commissioner in Mysore, relating to the claim to the toddy revenue of the Kayamgutta Horivala village, Gundlupet Taluk, Mysore District.

No. FL. 6037-9—S. R. 92-05-6, DATED BANGALORE, 16TH MAY 1908.

ORDER THEREON.—The above village was granted under a Sannad of the 5th June 1813. Under a general order issued on the 21st April 1826, directing the attachment of all inam villages in the enjoyment of Government servants, this village was also attached but was restored in February 1827. Neither at the time of the original grant in 1813, nor at the time of its restoration in 1827, was the toddy revenue explicitly alienated to the Inamdar, nor is this item of revenue included in the assets or total beriz of the village alienated as shown by the accounts of the village.

At the time of the Inam Settlement held in 1879-80 the Special Inam Assistant recorded that the Inamdar was in the enjoyment of "Sendi," but the Inam Superintendent reserved it to Government.

3. As the claim is unsupported by either the Sannad or the Inam Settlement, it can only be based on an uninterrupted enjoyment for not less than 50 years prior to 1892-93 and given a special treatment under Rule 20 contained in Government Order No. 2074-85—R. F. 166-92, dated 2nd August 1901. The Inam Superintendent, Colonel Grant, and the successive Excise Commissioners Messrs. P. N. Purnaiya and H. H. Sparke's are of opinion that long uninterrupted enjoyment has been established. Government see no reason to differ from these officers and accordingly allow the claim in full to the present holder of the village and one-half to his successor in title according to the principle contained in para 3 of Government Order No. 3697—Rev. 30, dated 8th October 1873. As the village is said to contain both a shop and a grove, the payment will be regulated by Rules 2, 5 and 9 contained in the Government Order of the 2nd August 1901, subject to the limitation referred to.

C. S. BALASUNDARAM IYER,
Offg. Secy. to Govt. Gen. & Rev. Depts.

TO—The Excise Commissioner in Mysore, returning the record.
The Comptroller, Mysore Government.
The Deputy Commissioner, Mysore District.

Exd.—C. P. S.

1907-08

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

FINANCIAL
SEPARATE REVENUE)

PROCEEDINGS

Dated 16th May 1908

No. Fl. 6037-9 / R. 92-05-6

Recognizing with certain limitation the Inamdar's claim to the toddy Excise revenue of the Kayamgutta Horiyala village, Gundlupet Taluk, Mysore District.

GPB—17-6 07—215

ORIGINAL

1906

FILE No. 98 OF 1905-06.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

PROCEEDINGS OF THE GENERAL AND REVENUE DEPARTMENT

SEPARATE REVENUE

FEBRUARY

"A" Collection Serial Nos. 1—5

Proposal to bring cocaine, an intoxicating drug, and its preparations under the provisions of the Mysore Excise Regulation.

TABLE OF CONTENTS.

Serial No. of File	Number and date of letter and contents	References	Page in A Progs.
1	From the Excise Commissioner, No. 339, dated 29th December 1905. Reports the unrestricted sale of cocaine in Bangalore and the necessity of bringing it under the provisions of the Mysore Excise Regulation, and submits a draft notification accordingly for the approval of Government. (Enclosures Nos. 2 and 3 not printed).		1
2	From the First Assistant to the Hon'ble the Resident in Mysore, No. 124 dated 5th January 1906. Brings to notice the above unrestricted sale within the limits of the Civil and Military Station also, where it is proposed to regulate the sale of the drug in accordance with the provisions of the Abkari Act as has been done by the Madras Government, and suggests the advisability of following the same procedure within the State as well.		1
3	From the Excise Commissioner, No. 561, dated 11th January 1906. Forwards a copy of the Madras Revenue Board's Notification No. 9 of the 21st December 1905, (Separate Revenue) prescribing the maximum quantities of cocaine in excess of which permits for transport and licenses for possession shall be required, and submits a draft notification (revised) to be substituted for the one submitted by him with Serial No. 1. (Enclosures not printed.)		
4	To the First Assistant to the Hon'ble the Resident, letter No. Pol. 665 dated 23rd February 1906. Informs that the Durbar fully agree with the Hon'ble the Resident as regards the desirability of bringing transactions in this drug under proper control, and they have proposed to provide therefor on the lines of the rules framed by the Madras Board of Revenue and forwards a copy of the notification about to be issued in the matter.		5
5	To the Compiler, *Mysore Gazette*. Notification No. Fl. 5226 dated 23rd February 1906. Notifies certain rules for the issue of licenses for the sale of cocaine. Copy to the Excise Commissioner and the Deputy Commissioners of Districts, No. 5227-35 of the 23rd February 1906.		6

GENERAL AND REVENUE SECRETARIAT

SEPARATE REVENUE FOR FEBRUARY

NOTES

File No. 98 of 1905-06.

Cocaine, an intoxicating drug, and its preparations.

From the Excise Commissioner in Mysore, letter No. 339, dated the 29th December 1905.

Reports the unrestricted sale of the above drug in Bangalore, and the necessity for bringing it under the provisions of the Mysore Excise Regulation and submits a draft notification for the approval of Government

2. *From the First Assistant Resident, letter No. 134, dated the 5th January 1906.*

Brings to notice the above unrestricted sale of the drug within the limits of the Civil and Military Station also, where it is proposed to regulate its sale under the provisions of the Abkari Act as has been done by the Madras Government and suggests the advisability of following the same procedure within the State as well.

1. First of all it has to be declared that this article has been brought under the provisions of the Excise Regulation and then the necessary forms of licenses and permits providing for export, import, transport, possession and sale have to be issued. The draft notification, now submitted by the Excise Commissioner, may be approved and he may be requested to submit the forms of licenses and permits therein referred to and the fact communicated to the Residency. A copy of the communication from the Residency on the subject and its enclosures may be forwarded to the Excise Commissioner for his information and return.

Drafts submitted for approval or orders.

T. G. K.
9-1-06.

N. K.
10-1-06.

Draft submitted to Secretary through the Deputy Secretary.

T. SATYARAJA CHETTY
10-1-06.

2. In order to bring transactions in cocaine under control, it is not, I think, necessary to formally extend the provisions of the Mysore Excise Regulation in respect of that drug, as they have had to do in Madras. Both under our Regulation and under the Madras Abkari Act, "intoxicating drug" has been defined as including every intoxicating substance prepared from any material and not included in the term "liquor." But whereas the former came into force on the declared date in the whole of Mysore, and in respect of all of its provisions, the latter has had to be specially brought into force in any particular local area in the Madras Presidency by a special notification, and the extent of its operation simultaneously defined. (Cp. Section 1 of each of these enactments.) Several such notifications have accordingly been issued in that Presidency; but previous to the notification of 3rd March 1905, (quoted in both the letters under disposal) only those provisions which related to intoxicating drugs *prepared from the hemp plant* (including ganja, bhang and charas), and not those relating to other intoxicating drugs, had been enforced in the Presidency. (*Vide* notification of the 6th March 1897, published at page 123 of the Hand-book of Salt, Abkari and Opium Notification.) Hence the necessity there for a further notification specially extending the provisions of the Abkari Act to the drug known as cocaine. No such need exists in the Mysore State.

3. Accordingly, it is even now illegal, under Sections 6 and 7 of our Regulation, to import cocaine into, or to export it from, Mysore Territory without the permission of the Deputy Commissioner and otherwise than in conformity with the terms he may annex to such permission; and, under Section 15, the sale thereof without a license is expressly prohibited.

4. But inasmuch as the rules framed till now with regard to intoxicating drugs have related solely to hemp preparations, and not also to cocaine, it is now expedient, for reasons mentioned in the First Assistant Resident's letter, to make a few special rules with regard to the latter substance.

5. The draft notification sent up by the Excise Commissioner requires revision in some respects. (i) The reference to Section 1 of the Excise Regulation is erroneous, as it confers no powers. (ii) For reasons already set out, the first clause of the notification is superfluous at all events as a direction. (iii) I think, again, that the proposal to regulate the sale, not merely of cocaine, but also of all preparations in which it forms one of the ingredients, is open to objection. There are a number of medicinal preparations into the composition of which the drug enters in very minute and harmless proportions: in some of the Tabloids prepared by Burroughs Wellcome & Co., for instance, the quantity is as little as $\frac{1}{24}$th or even only $\frac{1}{200}$th of a grain. Is it expedient to subject these preparations to the same restrictive provisions as regards sale, possession and transport as the free drug itself? At any rate, it is clear that the limit of six grains in the dry state and two drachms in solution, which is laid down in the Madras rule as regards cocaine exclusively, has been incorrectly (as it appears) proposed, in clause (IV) of the draft, to be extended to all preparations therefrom.

6. For the above reasons I have put up a fresh draft of a notification on the subject as well as of a letter to the Resident in reply to his own. The duty of prescribing forms can be delegated to the Excise Commissioner under Section 4 (9).

K. S. CHENDRASEKHARA IYER.
11-1-06.

7. Drafts are submitted to the Dewan Sahib through the 1st Councillor.

B. K. VENKATA VARADA IYENGAR.
12-1-06.
C. S.
12-1-06.

8. I agree with the Deputy Secretary, and am of opinion that the drafts put up are suitable.

C. S.
13-1-06.

9. Draft was to be sent to the 2nd Councillor for his opinion before submission to His Highness.

P. N. K.
15-1-06.

10. The draft rules may be passed.

C. M.
21-1-06.

3. *From the Excise Commissioner, No. 361, dated 11th January 1906.*

Forwards a copy of the Madras Revenue Board's Notification (Sep. Rev.) No. 9 of the 21st December 1905, prescribing the maximum quantities of cocaine (in modification of their notification No. 5 of the 10th March 1905) in excess of which permits for transport and licenses for possession shall be required and submits for approval a revised draft of the notification to be issued.

11. The draft rules have been slightly modified on the lines of the recent notification of the Board of Revenue, No. 9, dated the 21st December 1905. The wording of the draft notification suggested by the Excise Commissioner, is in this case also less acceptable than that of the Board's Notification.

K. S. CHENDRASEKHARA IYER.
22-1-06.

12. Drafts re-submitted to the Dewan Sahib.

B. K. VENKATA VARADA IYENGAR.
22-1-06.
C. S.
22-1-06.

13. Circulate this again to the Councillors with reference to the notification already circulated for disposal by circulation.

P. N. K.
25-1-06.

14. Circulated to Councillors.

M. N. KRISHNA RAO,
2-2-06.

By Order,

B. K VENKATA VARADA IYENGAR.
Secretary.

15. The revised draft notification, dated the 22nd January 1906, put up by the Secretariat embodies the alterations made by the Madras notification of 21st December 1905, and is in my opinion quite suitable.

C. S.
5-2-06.

16. May be passed.

C. M.
7-2-06.

17. Submitted to the Dewan Sahib.

B. K. VENKATA VARADA IYENGAR.
8-2-06.

Submitted to His Highness.

The accompanying draft to the Residency regarding the desirability of bringing cocaine under proper control, and the notification prescribing rules for the sale of the same, based on the lines framed by the Board of Revenue, Madras, may be approved.

P. N. K.
13-2-06

Order.

Approved.

K. R. W.
H. H. the Maharaja of Mysore.
20-2-06.

To the First Assistant Resident, letter No. Pol. 665, dated the 23rd February 1906.

Informs that His Highness' Government fully agree with the Hon'ble the Resident as regards the desirability of bringing transactions in this drug under proper control and that they have proposed to provide for the case of cocaine on the lines of the rules framed by the Madras Board of Revenue and forwards a copy of the notification about to be issued in the matter.

5. *To the Compiler*, Mysore Gazette, *Notification No. Fl. 5226, dated the 23rd February 1906.*

Notifies certain rules for the issue of licenses for the sale of cocaine.

Endorsement forwarding copies to the Excise Commissioner and the Deputy Commissioners of Districts, No. Fl. 5227-35, dated the 23rd February 1906.

Proceedings of the Government of His Highness the Maharaja of Mysore, (Separate Revenue), February 1906.

Proposal to bring cocaine an intoxicating drug and its preparations under the provisions of the Mysore Excise Regulation.

FILE No. 98 of 1905.

From P. N. Purnaiya, Esq., B.A., Excise Commissioner in Mysore, to B. K. Venkata Varada Iyengar, Esq., Secretary to Government of His Highness the Maharaja of Mysore, General and Revenue Department, letter No. 339, dated the 29th December 1905.

Serial No. 1.

I have the honor to bring to notice that cocaine, an intoxicating drug, is being largely imported into and sold in Bangalore. At present, no restriction is placed on its trade in Mysore.

2. The Government of Madras have brought the drug under the operation of their Abkari Act and its sale and possession without a license are illegal (*vide* copy of Government Notification No. 88, dated 3rd March 1905 and of the Abkari Commissioner's Notification No. 5-1, dated 10th March 1905, herein enclosed

3. As the unrestricted sale of cocaine, which is now used as an intoxicant on a large scale and is not confined for medicinal uses, should not be permitted any longer and may also affect our revenue from drugs, I beg to recommend that the Government may be pleased to issue the notification, draft of which is enclosed, extending the Mysore Excise Regulation V of 1901 to cocaine and all preparations in which it forms one of the ingredients.

(ENCLOSURE No. 1.)

Fort St. George, No. 88, dated 3rd March 1905.

In exercise of the powers conferred by Section I of the Madras Abkari Act (I of 1886), His Excellency the Governor in Council is pleased to direct that all the provisions of the said Act shall come into force in respect of the intoxicating drug known as cocaine throughout the Presidency excepting the Agency tracts of the Ganjam, Vizagapatam and Godavery Districts from and after 1st May 1905

From R. C. H. Moss King, Esq., I. C. S., First Assistant to the Resident in Mysore, to the Dewan of Mysore, No. 134, dated Bangalore, 5th January 1906.

Serial No. 2

I am directed to address the Durbar on the subject of the importation of Cocaine into Bangalore.

2. From the accompanying statement compiled from information furnished by the Collector of Bombay, it will be observed that no less than 3,570 ounces of Cocaine were imported from Europe into Bangalore through the medium of the Foreign parcel post during the last three months. Of this large quantity, 3,245 ounces were imported by a firm known as Messrs. Charles Parsons & Co., Madras. Mr. Parsons who is reported to be a member of this firm and who appears to be also a commission agent for a German Firm, Messrs. Merck & Co., has rented a room at Messrs. Forster & Co., South Parade, for the transaction of his business. As there are at present no restrictions on the sale and possession of Cocaine in the Civil and Military Station and in Bangalore City, he has been apparently using Bangalore as a convenient place for avoiding the obviously necessary and salutary restrictions imposed on the sale of Cocaine in the Madras and Bombay Presidencies and has been selling the drug extensively and sending it by post to dealers in the towns of Delhi, Allahabad, Benares and Calcutta

In November last a Bengali named Mohun Chunder Roy purchased in Bangalore, 265 ounces of Cocaine for transport to Howrah and on this occasion the entire transaction was carried on within the City limits. The Bengali, however, was arrested at Perambore Railway Station on his way to Howrah for illegal importation and possession of Cocaine and was prosecuted to conviction before the Chief Presidency Magistrate, Madras, under the provisions of the Madras Abkari Act, I of 1886.

3. Steps are now being taken for imposing restrictions on transactions in this drug in the Civil and Military Station, but it is obvious that this cannot be effective unless the Durbar co-operate in the matter and make some similar provision for the Mysore State. The Cocaine 'habit' is an insidious and pernicious one and Mr. Fraser feels confident that the Durbar will recognize at once the expedience of regulating transactions in this drug. I am therefore to suggest, for the consideration of the Government of His Highness the Maharaja, the desirability of adopting suitable measures in this direction with as little delay as possible.

Proposal to bring cocaine an intoxicating drug and its preparations under the provisions of the Mysore Excise Regulation.

4. In the Madras Presidency transactions in Cocaine have been brought under control under the provisions of the Abkari Act, 1 of 1886, and Mr. Fraser believes that such transactions in Mysore can likewise be dealt with under the Mysore Excise Regulation which is based on the Madras Abkari Act. I am to enclose, for the information of the Durbar, a copy of the notification issued by the Government of Madras on the subject and of the rules framed thereunder.

5. The Resident will be glad to be informed of the action which the Durbar propose to take in the matter.

(Enclosure No. 1.)

Statement showing imports of Cocaine into Bangalore.

No.	Name of Importer	Quantity in ounces	Week ending	Remarks
1	Messrs. Charles H. Parsons & Co. ...	100	16th August 1905	
2	Do ...	50	23rd do	
3	Do ...	400	6th September 1905	
4	Do ...	800	15th do 1905	
5	Messrs. J. B. Forster & Co. ...	100	20th September 1905	
6	The Bangalore Bank	25		
7	Messrs. Charles H. Parsons & Co. ...	400	27th do 1905	
8	,, J. B. Forster & Co.	100		
9	,, Charles H Parsons & Co. ...	480	4th October 1905	
10	,, J. B. Forster & Co.	100		
11	,, Charles H. Parsons & Co. ..	400	11th do 1905	
12	,, Do ...	100	8th November 1905	
13	,, Do ..	315	22nd do 1905	
14	,, Do ...	200	29th do 1905	
	Total ...	3,570		

N. B.—Deduct 325 ounces imported by others. This gives (3,570—325)-3,245 ounces.

(Enclosure No. 2.)

Notification II, No. 88, dated the 3rd March 1905.

In exercise of the powers conferred by Section 1 of the Madras Abkari Act (I of 1886), His Excellency the Governor in Council is pleased to direct that all the provisions of the said Act shall come into force in respect of the intoxicating drug known as cocaine throughout the Presidency excepting the Agency tracts of the Ganjam, Vizagapatam and Godavery Districts from and after 1st May 1905.

Rules framed by the Board of Revenue.

I. The provisions of the Madras Akbari Act, I of 1886, having been extended with effect from 1st May 1905, to cocaine by Government notification No. 88, dated 3rd March 1905, published on page 207 of the Fort St. George Gazette, dated 7th March 1905, Part I, the Commissioner of Salt, Abkari and Separate Revenue, in virtue of the powers delegated to him under clause XI of Government Notification No. 485, dated 13th July 1896, hereby prescribes under Section 24 of the said Act the following rules for the issue of licenses for the sale of cocaine :—

(1) The sale of cocaine without a license is illegal under Section 15 and punishable under Section 55 of the Madras Abkari Act, I of 1886.

(2) Licenses for the sale of cocaine may be issued by Collectors free to approved persons on their showing that they have a legitimate demand for the drug as medical practitioners or as chemists and druggists.

(3) The sale of cocaine except to a licensed vendor will be allowed only on the prescription of a qualified medical practitioner.

Proposal to bring cocaine an intoxicating drug and its preparations under the provisions of the Mysore Excise Regulation.

II. In virtue of the powers delegated to him under clauses VI and VIII of Government Notification No. 485, dated 13th July 1896, the Commissioner of Salt, Abkari and Separate Revenue hereby prescribes under Sections 10 and 13 of the Madras Abkari Act, I of 1886, the following as the maximum quantities of cocaine in excess of which permits for transport and licenses for possession shall be required:—

(1) where it is in a dry state, six grain

(2) where it is in solution, two drachms

ENCLOSURE No. 3.

Form I. D. Counterfoil. Form I. D. Permit.

No. Dated 190 . No. Dated 190

Date of application

Name of applicant

Address in full.

Locality of the licensed premises.

Quantity to be transported oz. dr. grn.

Name of the custom-house or the licensed vendor issuing the permit.

Period of currency.

Signature of the ____officer____ issuing the permit.
Licensed vendor

*Date and hour.

.....licensed dealer in cocaine at .....is hereby permitted to transport.....oz.....dr.....grn. of cocaine to his licensed premises at.....from the custom-house at.....to his licensed premises of.....

The permit shall be carried with the consignment of the drug, the transport of which it is intended to cover and is current until ...

It must be filed in the licensed premises.

Signature of the ____Officer____ issuing the permit.
Licensed vendor

Proposal to bring cocaine an intoxicating drug and its preparations under the provisions of the Mysore Excise Regulation.

(ENCLOSURE No. 4.)

Form I. D.

No.

License to Chemists and Druggists and Medical Practitioners for the sale of cocaine.

(to be granted by the Collector).

District.

Number of license.

Name of licensee.

Locality of the premises.

Be it known that, , resident of village in the taluk of district, is hereby authorized by the Collector of to possess and sell cocaine from the date of this license to the 31st day of March 190 , subject to the following conditions:—

Conditions.

I. That the licensee shall be bound by the provisions of the Madras Abkari Act and any general or special rules prescribed or which may from time to time be prescribed thereunder.

II. That the licensee shall be bound by the general conditions applicable to all abkari and opium licenses as notified by the Board, from time to time, so far as they concern him and by the following conditions which are special to this license.

III. That he shall obtain cocaine either by direct importation from a foreign country or from another licensed vendor in India and shall not receive or have in his possession cocaine obtained otherwise.

IV. That he shall not keep or sell cocaine at any other place than the premises the boundaries of which are specified in the schedule annexed to this license or to another similar license.

V. That he shall sell no cocaine except to a qualified medical practitioner, or a druggist or chemist holding a license for the sale thereof or on the prescription of a qualified medical practitioner.

VI. That he shall, on requisition by the Collector or by any officer duly authorized by the Collector, deliver up his license for amendment or for the issue of a fresh license.

VII. That he shall maintain correct accounts of all transactions, such accounts to show in respect of each receipt the source of supply and the quantity received and in respect of each issue the quantity issued, the name and address of the person to whom it is issued and in the case of issues to persons other than licesed vendors or medical practitioners, the name of the medical practitioner on whose prescription it is issued.

VIII. That he shall file in support of his accounts of receipts the customs receipts for duty paid or invoices of supplies obtained otherwise than by import by sea; and in support of his accounts of issues, receipts from the persons to whom the issues are made or copies of the prescriptions on which they are made.

IX. That all stocks of cocaine and all accounts, and records of transactions under this license shall be open to inspection by any officer of the Salt, Abkari and Customs department not lower in rank than a Sub-Inspector.

Schedule showing the boundaries of the premises.

Street and door No. or other particulars	Bounded on the				Remarks
	North by	East by	West by	South by	

Dated

Collector.

Proceedings of the Government of His Highness the Maharaja of Mysore, (Separate Revenue), February 1906.

Proposal to bring cocaine an intoxicating drug and its preparations under the provisions of the Mysore Excise Regulation.

From P. N. Purnaiya, Esq., B. A., Excise Commissioner in Mysore, to B. K. Venkata Varada Iyengar, Esq., Secretary to the Government of His Highness the Maharaja of Mysore, General and Revenue Department, letter No. 361, dated the 11th January 1906.

Serial No. 3.

In continuation of this office No 339, dated 29th ultimo, I have the honor to submit a copy of Notification by the Board of Revenue (Separate Revenue), Madras, No. 9, dated 21st December last, prescribing the maximum quantities of cocaine which may be possessed or transported without a permit under Sections 10 and 13 of the Mysore Excise Regulation and to request that the accompanying draft Notification may be substituted for the one submitted with the number above quoted.

From B. K. Venkata Varada Iyengar, Esq., Secretary to the Government of His Highness the Maharaja of Mysore, General and Revenue Department, to the First Assistant Resident in Mysore, letter No. Pol. 665, dated the 23rd February 1906.

Serial No. 4.

I am directed to acknowledge the receipt of your letter No. 134, dated the 5th January 1906, on the subject of the importation of cocaine into Bangalore; and to state that His Highness the Maharaja's Government fully agree with the Hon'ble the Resident as regards the desirability of bringing transactions in this drug under proper control.

2. As a matter of fact, cocaine is even now subject to the restrictive provisions contained in the Mysore Excise Regulation, V of 1901, which defines "intoxicating drug" as including every intoxicating substance prepared from any material and not included in the term liquor. Since the whole Regulation has already been, once for all, brought into force throughout the Mysore State, it is not considered necessary to formally extend its provisions to the particular drug in question, as had to be done in the Madras Presidency owing to the peculiar terms of Section I of the Madras Abkari Act, I of 1886.

3. Inasmuch, however, as the rules hitherto framed by the Durbar under their Excise Regulation have been confined to intoxicating drugs prepared from the hemp plant (including ganja, bhang and charas), it is now proposed to provide for the case of cocaine on the lines of the rules framed by the Madras Board of Revenue.* A copy of the notification about to be issued in the matter is enclosed for information.

*Notification No. 5, dated 10th March 1905, as modified by Notification No. 9, dated the 21st December 1905.

Notification No. Fl. 5226—S. R. 98-05-5, dated the 23rd February 1906.

Whereas cocaine is an intoxicating drug as defined in the Mysore Excise Regulation, V of 1901, and is therefore subject to the provisions contained therein in respect of intoxicating drugs; the Government of His Highness the Maharaja of Mysore are pleased, in exercise of the powers conferred by the said Excise Regulation, to prescribe the following rules for the issue of licenses for the sale of cocaine:—

1. The sale of cocaine without a license is prohibited.
2. Licenses for the sale of cocaine may be issued by Deputy Commissioners free of fee to approved persons on their showing that they have a legitimate demand for the drug as medical practitioners or as chemists and druggists.
3. The sale of cocaine except to a licensed vendor will be allowed only on the prescription of a qualified medical practitioner.
4. No person shall transport without permit, or possess without license, cocaine in excess of half a grain per dose up to a maximum of twelve doses, where it is in a dry state, and in excess of five grains to the ounce up to a maximum solution of twenty-four ounces, where it is in solution.
5. The licenses and permits required under the foregoing rules shall be in such forms as may be approved by the Excise Commissioner.

B. K. VENKATA VARADA IYENGAR,
Secy. to Govt., Gen. & Rev. Dept.

To—The Compiler, *Mysore Gazette*, for publication in 3 issues of part III, with a request to send 100 copies to this office.

No. Fl. 5227—S. R. 98-055, dated 23rd February 1906.

Copy to the Excise Commissioner in Mysore.

No. Fl. 5228-35—S. R. 98-05-5, dated 23rd February 1906.

Copy to the Deputy Commissioners of Districts.